

Attorney Docket No.: 276019US29



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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re the Application of :

HOMER TLC

**TTAB**

Application Serial No.: 78/378,936

Filed: March 4, 2004

Mark: EVERSTAR

Published in the Official Gazette  
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No. 3, at Page TM 504.

The Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451



10-06-2005

U.S. Patent & TMO/TM Mail Rcpt Dt. #11

Dear Commissioner:

**REQUEST FOR EXTENSION OF TIME TO FILE**  
**NOTICE OF OPPOSITION (WITH CONSENT)**

Petitioner, EVERSTAR MERCHANDISE CO., LTD., and its related and/or affiliated companies, through its undersigned counsel, hereby respectfully requests a further 60 day extension of time to file a Notice of Opposition, to and including **December 18, 2005**, against the above-identified application.

The reason for this request is that additional time is required to permit Petitioner and Applicant to discuss possible settlement in an effort to avoid a formal opposition.

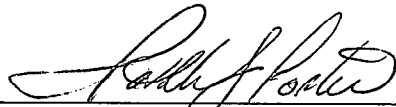
This request was discussed with and agreed to by counsel for Applicant, Steven Levy, Esq, during a telephone conference with the undersigned on October 5, 2005.

This request is not made for the purpose of unduly delaying the proceedings in the Patent and Trademark Office.

Respectfully submitted,

EVERSTAR MERCHANDISE CO., LTD.

By:



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Date: October 6, 2005

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cc: Steven Levy, Esq.